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7 UNITED STATES DISTRICT COURT  
8 CENTRAL DISTRICT OF CALIFORNIA  
9 WESTERN DIVISION  
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11 RUSSELL LEROY JOHNSON,

12 Petitioner,

13 v.

14 J.D. HARTLEY, Warden,

15 Respondent.  
16

No. CV 11-6830-JST (PLA)

**ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND  
RECOMMENDATION**

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the entire file de novo, including the  
18 magistrate judge's report and recommendation. The Court agrees with the recommendations of  
19 the magistrate judge.

20 ACCORDINGLY, IT IS ORDERED:

- 21 1. The report and recommendation is adopted.  
22 2. Respondent's Motion to Dismiss is granted.  
23 3. Judgment shall be entered consistent with this order.  
24 4. The clerk shall serve this order and the judgment on all counsel or parties of record.  
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26 DATED: June 26, 2012



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28 HONORABLE JOSEPHINE STATON TUCKER  
UNITED STATES DISTRICT JUDGE